

**RESPONSE UNDER 37 C.F.R. 1.116 -
EXPEDITED PROCEDURE - EXAMINING GROUP 1638**

Attorney's Docket No. 040989/267934

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Dickey et al. Confirmation No.: 5538
Appl. No.: 10/675,011 Group No.: 1638
Filed: September 30, 2003 Examiner: Li Zheng
For: EXPRESSION OF BIOLOGICALLY ACTIVE POLYPEPTIDES IN DUCKWEED

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of ONE (1) months to respond to the Office Action dated August 19, 2009.
2. Applicant is other than a small entity. a small entity;
3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

Total Months <u>Requested</u>	Fee For Other Than Small Entity	Fee for <u>Small Entity</u>
<input checked="" type="checkbox"/> one month	\$130.00	\$65.00
<input type="checkbox"/> two months	\$490.00	\$245.00
<input type="checkbox"/> three months	\$1,110.00	\$555.00
<input type="checkbox"/> four months	\$1,730.00	\$865.00
<input type="checkbox"/> five months*	\$2,350.00	\$1,175.00

**Cannot be used to exceed six-month statutory limit for response to an Official Action.*

A check in the amount of \$ is enclosed.
 Charge Deposit **\$130.00** to Account No. 16-0605 for the extension fee.
 Charge Deposit Account No. 16-0605 for any fee deficiency.

Respectfully submitted,

/w. murray spruill/

W. Murray Spruill
Registration No. 32,943

Customer No. 00826 ALSTON & BIRD LLP Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Raleigh Office (919) 862-2200 Fax Raleigh Office (919) 862-2260	ELECTRONICALLY FILED USING THE EFS-WEB ELECTRONIC FILING SYSTEM OF THE UNITED STATES PATENT & TRADEMARK OFFICE ON DECEMBER 21, 2009.
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